aforesaid, say, that they by any thing by the said Benjamin and Simon above in pleading alleged from having or maintaining their action aforesaid against them ought not to be precluded because they say that the said Benjamin and Simon did not pay unto them the aforesaid John and Jane his wife and William the aforesaid quantity of Tobacco in the condition aforesaid mentioned with the Interest thereon in manner and form as the said Benjamin and Simon above by pleading have alleged and this they pray may be enquired of by the Country and the said Benjamin and Simon in like manner and so forth. Therefore at a Jury thereupon appear before the Court here on the second Tuesday of May next by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties then and there and so forth.

And now at this day, to wit, the said second Tuesday of May being the eleventh day of the said month in the year of our Lord One thousand seven hundred and ninety, comes again into the General Court here as well the said John and Jane his wife and William by their attorney aforesaid, as the said Benjamin and Simon by their attorney aforesaid; and the said Benjamin aforesaid, above by them pretended, say, that they cannot deny the action aforesaid of the said John and Jane his wife and William so as aforesaid against them brought, nor but that they owe to the said John and Jane his wife and William the said quantity of eighty six thousand one hundred and forty pounds of Tobacco in manner and form aforesaid as the said John and Jane his wife above against them have complained: Therefore it is considered by the Court here that the said John and Jane his wife and William recover against the said Benjamin and Simon as well the quantity of eighty six thousand one hundred and forty pounds of crop Tobacco, his debt aforesaid in form aforesaid confessed as also the quantity of eight hundred and ninety one pounds of Tobacco by the Court here unto them the said John and Jane his wife and William on their assent adjudged, for their damages, which they have sustained as well by reason of the detention of the said debt as for their costs and charges by them about their Suit in this behalf laid out and expended; and the said Benjamin and Simon in mercy and so forth.

Memorandum Judgment rendered in this cause on the twenty sixth day of May in the year of our Lord one thousand seven hundred and ninety for the quantity of Eighty six thousand One hundred and forty pounds of crop Tobacco Debt, Penalty and Costs the said Penalty to be released on payment of Forty three thousand five hundred and seventy pounds of Crop Tobacco on Patuxent River or at Piscataway or upwards on Patomack River with Interest thereon from the first day of May One thousand seven hundred and eighty three and Costs, stay Execution until the first day of August next, all payments made appear to John Smith Brooke by the first day of August next to be allowed.

Test, John Gwinn, Clk.

Robert Dreghorn, Matthew Orr James Brown & James Corbell Surviving obligees of Robert Dreghorn, Matthew Orr, James Simpson, James Brown and James Corbell Junior, against Henry Stonestreet.

Be it remembered, that heretofore, to wit, on the sixth day of February in the year of our Lord One thousand seven hundred and eighty nine the said Robert Dreghorn, Matthew Orr, James Brown and James Corbell Junior Surviving obligees of Robert Dreghorn Matthew Orr, James Simson, James Brown and James Corbell Junior by Richard Potts their attorney prosecuted and sued forth out of the General Court here the writ of the State of Maryland of capias ad respondendum directed to the Sheriff of Charles County in the words following, to wit; The State of Maryland &c. To the Sheriff of Charles County, Greeting; We command you that you take Henry Stonestreet late of Charles County planter otherwise called Henry Stonestreet of Prince Georges County and Province of Maryland planter if he shall be found in your Bailiwick, and him safe keep, so that you have his body before the Judges of our General Court to be held at the City of Annapolis on the second Tuesday of May next, to answer unto Robert Dreghorn, Matthew Orr, James Brown and James Corbell Junior Surviving obligees of Robert Dreghorn, Matthew Orr, James Simson, James Brown and James Corbell Junior in a plea that he render unto them the full and just sum of One hundred and sixty five pounds one shilling and pence currency of the value of One hundred and sixty five pounds one shilling and pence current Money of Maryland which from them he unjustly detains and so forth. Hereof fail not at your peril, and have you then and there this writ. Witness the honorable Robert Hanson Harrison, Esquire chief Judge of our said Court the 8th day of Nov. Anno Domini 1788.

Issued the 6th day of Febry 1789. (R Potts) Jno Gwinn, Clk.

And the said Robert Dreghorn, Matthew Orr, James Brown, and James Corbell Junior by their attorney aforesaid on the day of prosecuting & suing forth the said writ declared in the Court here against the said Henry Stonestreet in the plea aforesaid, as follows, to wit; Western Shore of Maryland and Charles County, to wit, Henry Stonestreet late of Charles County planter otherwise called Henry Stonestreet of Prince Georges County in the province of Maryland planter was summoned to answer unto Robert Dreghorn, Matthew Orr, James Brown, and James Corbie Junior Surviving obligees of Robert Dreghorn, Matthew Orr, James Simson, James Brown and James Corbell Junior in a plea that he render unto them the full and just sum of One hundred and sixty five pounds one shilling and pence currency of the value of One hundred and sixty five pounds one shilling and pence current Money of Maryland which from them he unjustly detains and so forth. And Whereupon the said Robert Dreghorn, Matthew Orr, James Brown, and James Corbell Junior by Richard Potts their attorney say, that whereas the aforesaid Henry Stonestreet on the sixth day of June in the year of our Lord One thousand seven hundred and seventy six at Charles County aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto the said Robert Dreghorn Matthew Orr, James Brown, James Corbell Junior and one James Simson,